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Debtors in Possession

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

In re: ) Chapter 11  
)  
CIRCUIT CITY STORES, INC., ) Case No. 08-35653-KRH  
et al., )  
)  
) Jointly Administered  
Debtors. )  
\_\_\_\_\_ )

**NOTICE OF MOTION AND NOTICE OF HEARING ON  
(I) DEBTORS' MOTION FOR ORDER PURSUANT TO  
BANKRUPTCY CODE SECTION 363 AND BANKRUPTCY  
RULE 9019 APPROVING SETTLEMENT AGREEMENT BY AND  
AMONG THE DEBTORS, CAPITAL CONTRACTORS, INC.,  
INDUSTRIAPLEX, INC., AND VERNON DANIEL MCCULTY;  
AND (II) MOTION TO SEAL EXHIBIT**

**PLEASE TAKE NOTICE** that on February 22, 2010, the  
above-captioned debtors and debtors-in-possession (the  
"Debtors") filed the following:

Debtors' Motion for Order Pursuant to Bankruptcy  
Code Section 363 and Bankruptcy Rule 9019

Approving Settlement Agreement by and among the Debtors, Capital Contractors, Inc., Industriaplex, Inc., and Vernon Daniel McCulty (the "9019 Motion"); and

Motion to Seal Exhibit to the 9019 Motion (collectively, with the 9019 Motion, the "Motions").

**Your rights may be affected.** You should read these papers carefully and discuss them with your attorney, if you have one in these bankruptcy cases. (If you do not have an attorney, you may wish to consult one.) Under Local Bankruptcy Rule 9013-1, unless a written response to the Motions are filed with the Clerk of the Court and served on the moving party, the trustee and those parties as required by the Supplemental Order Pursuant to Bankruptcy Code Sections 102 and 105, Bankruptcy Rules 2002 and 9007, and Local Bankruptcy Rules 2002-1 and 9013-1 Establishing Certain Notice, Case Management and Administrative Procedures (entered on December 30, 2009 at Docket No. 6208) (the "Case Management Order") no later than three (3) calendar days before the scheduled hearing date, the Court may deem any opposition waived, treat the Motions as conceded, and issue an order granting the requested relief without further notice or hearing. If you do not want the Court to approve the Motions, or if you want the Court to consider your views on the Motions, then you or your attorney must:

- [X] File with the Court, either electronically or at the address shown below, a written response pursuant to Local Bankruptcy Rule 9013-1(H). If you mail your response to the Court for filing, you must mail it early enough so the Court will **receive it on or before March 5, 2010 at 4:00 p.m.**

Clerk of Court  
United States Bankruptcy Court  
701 East Broad Street, Suite 4000  
Richmond, Virginia 23219

- [X] Pursuant to the Case Management Order, you must also serve a copy of any written response and request for hearing by the foregoing date via

electronic mail on the following:(i) the Core Group, which includes the Debtors, co-counsel to the Debtors, the Office of the United States Trustee, co-counsel for any committee, counsel to the agents for the Debtors' prepetition lenders, and counsel to the agents for the Debtors' postpetition lenders; (ii) the 2002 List; and (iii) those additional parties as required by the Case Management Order (all of which are defined in the Case Management Order), which can be found at [www.kccllc.net/circuitcity](http://www.kccllc.net/circuitcity).

- [X] Attend a hearing before the Honorable Kevin Huennekens, United States Bankruptcy Judge, at 11:00 a.m. (Eastern Time) on March 8, 2010 at the United States Bankruptcy Court, Room 5000, 701 East Broad Street, Richmond, Virginia 23219. If you or your attorney do not attend the hearing, the Court may grant the relief requested in the Motions.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the Motions and may enter orders granting the relief requested.

Dated: February 22, 2010 SKADDEN, ARPS, SLATE, MEAGHER &  
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